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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

DOUGLAS O'CONNOR, et al., individually
 and on behalf of all others similarly situated,
 Plaintiffs,

v.

UBER TECHNOLOGIES, INC.,
 Defendant.

CASE NO. 13-cv-03826-EMC
 CASE NO. 15-cv-00262-EMC

**RESPONSE TO ORDER RE
 SUPPLEMENTAL BRIEFING ON
 PLAINTIFFS' MOTION FOR
 PRELIMINARY APPROVAL**

O'Connor Docket No. 669
Yucesoy Docket No. 226

HAKAN YUCESOY, et al., individually and
 on behalf of all others similarly situated,
 Plaintiffs,

v.

UBER TECHNOLOGIES, INC., et al.
 Defendants.

RESPONSE TO SUPPLEMENTAL BRIEFING ORDER

On May 31, 2016, the Court issued a supplemental briefing order directing Plaintiffs to file their supplemental Private Attorney General Act (“PAGA”) notice, sent on April 21, 2016, and ordering the parties to submit responses to two questions. *O’Connor*, Dkt. 669; *Yucesoy*, Dkt. 226. In response, Defendants Uber Technologies, Inc. and Travis Kalanick (together, “Defendants”) state as follows:

1) In total, approximately [REDACTED] in the United States have accepted Technology Service Agreements with Uber USA or Rasier LLC containing the December 2015 Arbitration Provision, including approximately 242,803 drivers in California and 42,773 drivers in Massachusetts.¹

2) Since the Court issued its Rule 23(d) order on December 23, 2015, current and prospective drivers signing up to use the Uber software application have received Technology Service Agreements containing Uber's December 2015 Arbitration Provision. Uber estimates that approximately [REDACTED] drivers nationwide have accepted service agreements containing Uber's December 2015 Arbitration Provision, since 12:00 a.m. on December 24, 2015.

Dated: June 1, 2016

GIBSON, DUNN & CRUTCHER LLP
THEODORE J. BOUTROUS, JR.

By: /s/ *Theodore J. Boutrous, Jr.*
Theodore J. Boutrous, Jr.

Attorneys for Defendants UBER TECHNOLOGIES, INC. AND TRAVIS KALANICK

¹ Uber is providing this Court with the number of drivers who accepted these agreements according to Uber's electronic records, rather than the number of individuals to whom such agreements were disseminated, because Uber is not able to accurately calculate the number of individuals who received and/or viewed the agreements without accepting them.

ECF ATTESTATION

I, Kevin J. Ring-Dowell, attest that concurrence in the filing of this document has been obtained from Theodore J. Boutrous Jr., which shall serve in lieu of his signature on the document.

Signed this 1st day of June, 2016.

By: _____ /s/ *Kevin J. Ring-Dowell*
Kevin J. Ring-Dowell